

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
EL PASO DIVISION**

IN RE:	)	
	)	
A&R CHAVIRA, LLC,	)	Case No. 23-30067-HCM
	)	Chapter 11
Debtor.	)	
<hr/>	)	
VEHICLE ACCEPTANCE CORPORATION,	)	
	)	
Movant,	)	
	)	
v.	)	
	)	
A&R CHAVIRA, LLC,	)	
	)	
Respondent.	)	

**RESPONSE TO MOTION OF VEHICLE ACCEPTANCE CORPORATION FOR  
RELIEF FROM STAY AGAINST PROPERTY OF THE ESTATE AND  
WAIVER OF 30-DAY REQUIREMENT**

TO THE HONORABLE H. CHRISTOPHER MOTT, UNITED STATES BANKRUPTCY JUDGE:

Comes now A&R Chavira, LLC (“ARC”), Debtor and Debtor in Possession in this Chapter 11 proceeding, by and through its attorneys of record, Miranda & Maldonado, P.C., and files its Response to Motion of Vehicle Acceptance Corporation for Relief from Stay Against Property of the Estate and Waiver of 30-Day Requirement (the “Motion”) and would respectfully show the Court as follows:

**I. Background**

1. ARC admits the procedural assertions contained in **Paragraph 1** of the Motion.
2. ARC admits the factual assertions contained in **Paragraph 2** of the Motion.
3. ARC admits the factual assertion contained in **Paragraph 3** of the Motion.

4. ARC admits the factual statements contained in **Paragraph 4** of the Motion.
5. ARC is not able to admit or deny the assertions contained in **Paragraph 5** of the Motion.
6. ARC objects to the relief requested in **Paragraph 6** of the Motion.
7. ARC objects to the assertions contained in **Paragraph 7** of the Motion.
8. ARC objects to the assertions contained in **Paragraph 8** of the Motion.
9. ARC does not object to the assertion contained in **Paragraph 9** of the Motion.
10. No response is necessary to the assertions contained in **Paragraph 10** of the Motion.

WHEREFORE, premises considered, A&R Chavira, LLC, the Debtor, respectfully requests that the Court enter an Order denying the request for the termination of the automatic stay and granting such other relief as the Court deems proper.

Respectfully submitted,

**MIRANDA & MALDONADO, P.C.**

/s/ Carlos A. Miranda  
Carlos A. Miranda, Esq.  
Carlos G. Maldonado, Esq.  
5915 Silver Springs, Bldg. 7  
El Paso, Texas 79912  
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Attorneys for A&R Chavira, LLC

**CERTIFICATE OF SERVICE**

I hereby certify that on this, the 7th day of March 2023, I served a true and correct copy of the foregoing instrument as listed on the Court's ECF noticing system to the Parties in the attached Matrix.

/s/ Carlos A. Miranda, Esq.

Carlos A. Miranda, Esq.

SBN: 14199582

Attorney for A&R Chavira, LLC

Label Matrix for local noticing  
0542-3  
Case 23-30067-hcm  
Western District of Texas  
El Paso  
Tue Mar 7 16:02:02 CST 2023

U.S. BANKRUPTCY COURT  
511 E. San Antonio Ave., Rm. 444  
EL PASO, TX 79901-2417

A&R Chavira, LLC  
6900 Gateway Blvd. East  
El Paso, TX 79915-1105  
  
Alcala CPA  
9440 Viscount Blvd., Ste. 111  
El Paso, TX. 79925-7054

United States Trustee (SMG311)  
U.S. Trustee's Office  
615 E. Houston, Suite 533  
P.O. Box 1539  
San Antonio, TX 78295-1539  
  
Alexander Chavira  
7165 Alameda Ave.  
El Paso, TX. 79915

(p)LINEBARGER GOGGAN BLAIR & SAMPSON LLP  
ATTN DON STECKER  
112 E PECAN  
SUITE 2200  
SAN ANTONIO TX 78205-1588

City of El Paso  
c/o Don Stecker  
Weston Centre, 112 E. Pecan St., Ste. 22  
San Antonio, TX 78205-1512

Internal Revenue Service (IRS)  
Centralized Insolvency Office  
P. O. Box 7346  
Philadelphia, PA 19101-7346

Libertas Funding, LLC  
411 West Putnam Ave  
Suite 220  
Taftville, CT 06380

NextGear Capital, Inc.  
c/o Christopher V. Arisco  
Padfield & Stout, LLP  
420 Throckmorton Street, Suite 1210  
Fort Worth, Texas 76102-3792

Nextgear Capital, Inc.  
11799 North College Ave.  
Carmel, IN 46032-5605

Pete Borrego  
7000 Industrial Ave.  
El Paso, TX. 79915-1110

Scooter Outlet  
6900 Gateway Blvd. East  
El Paso, TX. 79915-1105

Small Business Administration  
10737 Gateway West, #300  
El Paso, TX. 79935-4910

(p)LOAN SERVICING  
LOAN SUPPORT  
PO BOX 5961  
MADISON WI 53705-0961

Suncoast Funding  
141 NE 3rd Avenue  
Suite 100  
Miami, FL 33132-2207

(p)TEXAS COMPTROLLER OF PUBLIC ACCOUNTS  
REVENUE ACCOUNTING DIV - BANKRUPTCY SECTION  
PO BOX 13528  
AUSTIN TX 78711-3528

Texas Workforce Commission  
TWC Building - Regulatory Integrity Divi  
101 East 15th Street  
Austin, TX 78778-0001

United States Attorney General  
Department of Justice  
950 Pennsylvania Ave., N.W.  
Washington, DC 20530-0009

United States Attorney, Civil Process Clerk  
Department of Justice  
601 N. W. Loop 410, Suite 600  
San Antonio, TX 78216-5512

United States Trustee - EP12  
U.S. Trustee's Office  
615 E. Houston, Suite 533  
P.O. Box 1539  
San Antonio, TX 78295-1539

United States Trustee's Office  
615 E. Houston, Ste. 533  
P.O. Box 1539  
San Antonio, TX 78295-1539

Vehicle Acceptance Corporation  
901 Main Street, Ste. 3450  
Dallas, TX. 75202-3752

WESTLAKE FLOORING COMPANY LLC  
c/o James R. Liebler, II, Esquire  
Liebler, Gonzalez & Portuondo  
44 West Flagler St., Suite 2500  
Miami, FL 33130-1817

Westlake Flooring Company, LLC  
4751 Wilshire Blvd.  
Los Angeles, CA 90010-3827

White Sands Federal Credit Union  
P.O. Box 99  
Las Cruces, NM 88004-0099

Carlos A. Miranda  
Miranda & Maldonado, P.C.  
5915 Silver Springs  
Bldg. 7  
El Paso, TX 79912-4126

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified  
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

City of El Paso  
c/o Don Stecker  
112 E. Pecan St. Suite 2200  
San Antonio, TX 78205

State Farm Bank  
Attn: Bankruptcy  
P.O. Box 2327  
Bloomington, IL 61702

Texas Comptroller of Public Accounts  
Revenue Accounting Div - Bankruptcy Sect  
P.O. Box 13528  
Austin, TX 78711-3528

End of Label Matrix  
Mailable recipients 27  
Bypassed recipients 0  
Total 27